

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

ERIC FORSYTHE, Individually And On Behalf Of All Others Similarly Situated,	)	
	)	
Plaintiff,	)	Civil Action No. 04cv10584 (GAO)
	)	
vs.	)	<b>Consolidated Cases Nos.:</b>
	)	
	)	04cv10764 (GAO)
SUN LIFE FINANCIAL INC., et al.,	)	04cv11019 (GAO)
	)	
Defendants.	)	
	)	
	)	

**PLAINTIFFS' UNOPPOSED MOTION  
TO FILE MEMORANDUM IN EXCESS OF TWENTY PAGES**

Pursuant to Local Rule 7.1(B)(4), Plaintiffs hereby move for leave to file a memorandum of law in support of their Motion for Class Certification in excess of twenty (20) pages. The Memorandum is 41 pages in length. Plaintiffs believe that extending the page limits will allow them to address the issues necessary to aid the court in its determination of the issues presented and will serve the interests of judicial economy and efficiency.

WHEREFORE, Plaintiffs respectfully request this Honorable Court grant leave for them to file the accompanying memorandum of 41 pages in support of their Motion for Class Certification.

DATED: April 14, 2005

Respectfully submitted,

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**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A)(2)**

I, Nancy Freeman Gans, hereby certify that on February 25, 2005 and/or March 2, 2005, I contacted defense counsel by voice mail, e-mail and/or telephone regarding Plaintiffs' Unopposed Motion for Leave to File Memorandum in Excess of 20 Pages as follows: David Ryan, Esquire, of

Nixon Peabody LLP, counsel for defendant Kevin B. Parke, who assents to said motion; Abigail Hemani, Esquire, of Goodwin Proctor LLP, counsel for defendant Jeffrey L. Shames, who assents to said motion; John J. Falvey, Jr., Esquire, of Goodwin Proctor LLP, counsel for defendant John W. Ballen, who does not oppose said motion; Jonathan A. Shapiro, Esquire, of Wilmer Cutler Pickering Hale and Dorr LLP, counsel for defendants Sun Life Financial, Inc. and MFS Company, who assents to said motion; and Jane Willis, Esquire, Ropes & Gray LLP, counsel for defendants Lawrence H. Cohn, William R. Gutow, J. Atwood Ives, Abby M. O'Neill, Lawrence T. Perera, William J. Poorvu, J. Dale Sherratt, Elaine R. Smith, Ward Smith and the MFS Funds, who assents to said motion.

/s/ Nancy Freeman Gans  
Nancy Freeman Gans

**CERTIFICATE OF SERVICE**

I, Daniel P. Dietrich, hereby certify that I served a copy of the foregoing document upon counsel for all parties by mailing a copy of the same, postage prepaid, to each attorney of record, this 14<sup>th</sup> day of April, 2005.

/s/ Daniel P. Dietrich  
Daniel P. Dietrich